



2818

PATENTS  
Attorney Docket No. SMY-087.01  
P8316

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
Alexander T. Garthwaite	)	
Application No: 10/679,559	)	Art Unit: 2818
Filed: October 6, 2003	)	Confirmation No.: Not yet assigned
For: CONCURRENT NON-INTRUSIVE	)	Examiner: Not yet assigned
PROCESSING OF A CARD TABLE	)	
SUMMARIZING MODIFIED	)	
REFERENCE LOCATIONS	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

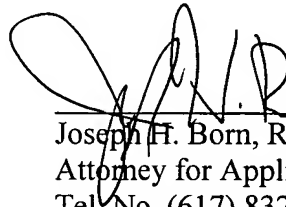
**TRANSMITTAL OF DECLARATION AND POWER OF ATTORNEY**

In accordance with the provisions of 37 C.F.R. §1.63, Applicant submits a newly executed Declaration and Power of Attorney.

The newly executed Declaration and Power of Attorney identifies the correct title of the patent application, namely "Concurrent Non-Intrusive Processing of a Card Table Summarizing Modified Reference Locations," and the corresponding serial number, namely, 10/679,559. The originally filed Declaration and Power of Attorney wrongly identified the title of the application as "Concurrent Remembered-Set Insertion in a Generation Managed by the Train Algorithm."

Although Applicant believes that he has appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from Deposit Account No. **06-1448, Reference SMY-087.01**. Please inform the undersigned attorney of record of the above-identified patent application's status.

Respectfully submitted,



---

Joseph H. Born, Reg. No. 28,283  
Attorney for Applicants  
Tel. No. (617) 832-1134  
Fax. No. (617) 832-7000

Date: March 3, 2004  
**Customer No: 25181**  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600



PATENTS  
SMY-087.01  
P8316

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post-office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled Concurrent Non-Intrusive Processing of a Card Table Summarizing Modified Reference Locations, the specification of which was filed on October 6, 2003, and accorded Serial Number 10/679,559.

I hereby state that I have reviewed and understand the contents of the above-identified application specification, including the claims, as amended by any amendment specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

None

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or (f), or §365(b), of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s), or §365(a) of any PCT international application that designated at least one country other than the United States of America, listed below:

None

I have also identified below any foreign application for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code

of Federal Regulations, § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the attorneys and agents at **Customer Number 25181** jointly, and each of them severally, my attorneys and attorney, with full power of substitution, delegation, and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to Joseph H. Born at (617) 832-1134. Please address all correspondence to Patent Group, Foley Hoag LLP, 155 Seaport Blvd., Boston, MA 02210-2600.

Alexander T. Garthwaite      Feb 3, 2004  
Alexander T. Garthwaite      Date

Residence:                      2 Burton Avenue  
                                        Beverly, MA 01915

Citizenship                      United States of America

Post-Office Address:          Same as residence